

MINUTES OF THE STANDING COMMITTEE ON AGRICULTURE

Tuesday, November 8, 2005 4:46 p.m. Room 307 House Office Building, Lansing

Representative Nitz, Chair, called the meeting to order.

MEMBERS PRESENT: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law, Sheltrown. (11/11)

Representative Hune made a motion to adopt the minutes of the meeting of November 1, 2005, supported by Representative Kathleen Law. No objections being offered, a unanimous ballot was cast to accept the minutes as presented.

The Chair laid the following bills before the Committee:

SB 668 Van Woerkom Food; processors; protection against nuisance liability; clarify.

SB 669 Stamas Food; processors; administrative complaint brought against person responsible for the processing operation; designate as exclusive remedy regarding allegation of nuisance.

Jeff Cobb, representing Senators VanWoerkom and Stamas, reviewed the contents of the bills with Committee members and answered questions.

The following individuals spoke to the Committee regarding SB 668 and SB 669:

Terry Morrison, representing the Michigan Food Producers Association, in support
Richard Leach and Ray Van Diressche, representing the Michigan Sugar Company,
in support

Liesl Clark, representing the Michigan Department of Agriculture (MDA), in support

Cards were submitted by:

Bob Tadsen, representing the Michigan AgriBusiness Association, in support
Tonia Ritter, representing the Michigan Farm Bureau, in support

The Chair laid HB 5347 before the Committee.

HB 5347 Stahl Agriculture; products; rule-making authority regarding organic products; repeal.

Liesl Clark, representing the MDA, reviewed the provisions of HB 5347 (H-1) and a proposed amendment with the Committee and answered questions. Ken Rauscher, representing the MDA Pesticide and Plant Pest Management Division, also answered questions.

Ben Stupka, representing the Michigan Environmental Council, submitted a card indicating opposition to HB 5347.

Representative Proos made a motion to adopt HB 5347 (H-1), supported by Representative Newell.

FAVORABLE ROLL CALL:

Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law, Sheltroun. (11/11)

Nays: None. (0/11)

Pass: None. (0/11) (11/0/0)

A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Newell made a motion to amend HB 5347 (H-1), supported by Representative Casperson, as follows:

1. Amend page 2, line 6, after “(2)” by striking out the balance of the line thorough “standards.” on line 11 and inserting “**THE STANDARDS CONTAINED IN 7 CFR PART 205, NATIONAL ORGANIC PROGRAM ARE ADOPTED BY REFERENCE.**”.

FAVORABLE ROLL CALL:

Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Mayes, Spade, Kathleen Law, Sheltroun. (9/11)

Nays: Representatives Proos, Hune. (2/11)

Pass: None. (0/11) (9/2/0)

A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Mayes made a motion to report HB 5347 (H-2) with recommendation, supported by Representative Casperson.

FAVORABLE ROLL CALL:

Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Mayes, Spade, Kathleen Law, Sheltroun. (9/11)

Nays: Representatives Proos, Hune. (2/11)

Pass: None. (0/11) (9/2/0)

A sufficient number of members voting in the affirmative, the motion prevailed.

The Committee returned to consideration of SB 668 and SB 669.

Representative Hune made a motion to amend SB 668, supported by Representative Mayes, as follows:

1. Amend page 1, line 4, after “product,” by inserting “**MEAT PROCESSING**,”.
2. Amend page 2, line 2, after “**PRODUCT**,” by inserting “**MEAT PROCESSING**,”.
3. Amend page 2, line 25, after “dairy,” by inserting “**MEAT**,”.

FAVORABLE ROLL CALL:

Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law, Sheltroun. (11/11)

Nays: None. (0/11)

Pass: None. (0/11) (11/0/0)

A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Hune made a motion to report SB 668 (H-1) with recommendation, supported by Representative Proos.

FAVORABLE ROLL CALL:

Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law, Sheltroun. (11/11)

Nays: None. (0/11)

Pass: None. (0/11) (11/0/0)

A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Mayes made a motion to amend SB 669, supported by Representative Hune, as follows:

1. Amend page 2, line 8, after “**PRODUCT**,” by inserting “**MEAT PROCESSING**,”.
2. Amend page 3, line 2, after “product,” by inserting “**MEAT PROCESSING**,”.
3. Amend page 3, line 9, after “product,” by inserting “**MEAT PROCESSING**,”.
4. Amend page 3, line 14, after “product,” by inserting “**MEAT PROCESSING**,”.
5. Amend page 4, line 4, after “product,” by inserting “**MEAT PROCESSING**,”.

FAVORABLE ROLL CALL:

Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law, Sheltroun. (11/11)

Nays: None. (0/11)

Pass: None. (0/11) (11/0/0)

A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Stahl made a motion to report SB 669 (H-1) with recommendation, supported by Representative Sheltroun.

FAVORABLE ROLL CALL:

Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law, Sheltroun. (11/11)

Nays: None. (0/11)

Pass: None. (0/11) (11/0/0)

A sufficient number of members voting in the affirmative, the motion prevailed.

There being no additional business before the Committee, Chair Nitz declared the meeting adjourned, the time being 5:29 p.m.

Representative Neal Nitz, Chair

Catherine Petroskey, Committee Clerk
(517) 373-8538